

BY Stetson  
W. H. H. H.  
Clayton

H. B. NO. 234

A BILL  
TO BE ENTITLED

AN ACT relating to the power and authority of the Texas Water Pollution Control Board and the Railroad Commission of Texas to regulate disposals of oil and gas well waste; amending Section 10(c)(4), Chapter 42, Acts of the 57th Legislature, 1st Called Session, 1961, and Article 6033, Revised Civil Statutes of Texas, 1925; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

Section 1. Section 10(c)(4), Chapter 42, Acts of the 57th Legislature, 1st Called Session, 1961 (Article 7621d, Vernon's Texas Civil Statutes), is amended to read as follows:

"(4) Notwithstanding any provisions of this Act, the Railroad Commission of Texas and the Texas Water Commission shall continue to exercise the authority granted to them in Chapter 82, Acts of the 57th Legislature, Regular Session, 1961 (Article 7621(b), Vernon's Texas Civil Statutes); and the Railroad Commission of Texas shall continue to exercise the authority granted it in Chapter 406, Acts of the 54th Legislature, Regular Session, 1955 (Article 6029(a), Vernon's Texas Civil Statutes), concurrently with the authority granted the Texas Water Pollution Control Board by this Act."

Sec. 2. Article 6033, Revised Civil Statutes of Texas, 1925, as amended by Section 11, Chapter 76, General Laws, Acts of the 44th Legislature, Regular Session, 1935, is amended to read as follows:

"Art. 6033. (a) Owners or operators of oil or gas wells shall, before connecting with any oil or gas pipeline, secure from the commission a certificate showing compliance with the oil or gas conservation laws of the state and conservation rules, regulations, and orders of the commission. No operator of a pipeline or other carrier shall connect with any oil or gas well until the owner or operator of such well shall furnish a certificate from the commission that such conservation laws and such rules, regulations, and orders have been complied with; provided, this section shall not prevent a temporary connection with any well in order to take care of production and prevent waste until opportunity shall have been given the owner or operator of such well to secure such certificate.

"(b) The commission shall have the power to cancel any certificate of compliance issued under the provisions of this section when it appears that the owner or operator of a well covered by the provisions of same has violated or is violating, in connection with the operation of said well or the production of oil or gas therefrom, any of the oil or gas conservation laws of this state or any of the rules, regulations, or orders of the commission promulgated thereunder.

"(c) The commission shall cancel the certificate of compliance of an owner or operator after the Texas Water Pollution Board notifies the commission it has revoked or suspended a permit issued to the owner or operator under the provisions of Chapter 42, Acts of the 57th Legislature, 1st Called Session, 1961 (Article 7621d, Vernon's Texas Civil Statutes).

1       "(d) Upon notice from the commission to the operator of any pipeline  
2 or other carrier connected to any oil or gas well covered by the provi-  
3 sions of Subsection (b) or Subsection (c) of this article that the certificate  
4 of compliance with reference to such well has been cancelled by the com-  
5 mission, the operator of such pipeline or other carrier shall disconnect  
6 from such well and it shall be unlawful for the operator of such pipeline  
7 or other carrier to transport oil therefrom until a new certificate of com-  
8 pliance has been issued by the commission. Upon notice from the com-  
9 mission that a certificate of compliance as to any oil or gas well has been  
10 cancelled by it as herein provided, it shall be unlawful for the owner or  
11 operator of such well to produce oil or gas therefrom until a new certifi-  
12 cate of compliance covering such well has been issued by the commission  
13 as herein provided."

14       Sec. 3. The importance of this legislation and the crowded condition  
15 of the calendar in both houses create an emergency and an imperative  
16 public necessity that the Constitutional Rule requiring bills to be read on  
17 three several days in each house be suspended, and the Rule is hereby  
18 suspended.

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Fletcher et al

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FILED JAN 26 1965

FEB 3 1965

READ 1ST TIME

AND REFERRED TO COMMITTEE ON

Oil, Gas & Mining

*Oil, Gas & Mining*